IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

WRIT PETITION NO.683 OF 2005

Tejas Shah. ....Petitioner.

Vs.

State of Maharashtra & Ors. ...Respondents.

.....

Mr.O.D.Goswami with Mr.A.K.Prajapati for the Petitioner.

Mr.R.J.Mane, AGP for Respondent No.1.

Ms.Laxmi Murali for Respondent No.4.

.....

CORAM : DR.D.Y.CHANDRACHUD, J.

April 11, 2005.

P.C. :

At the hearing of the petition, Learned Counsel appearing on behalf of the Petitioner and the Fourth Respondent who are the contesting parties, are agreed to the following order being passed by consent and without any reasons being recorded:

(1) The impugned order of the Divisional Joint Registrar dated 11th November 2004 in Revision Application No.508 of 2004 is quashed and set aside without the expression of any opinion by this Court on the merits of the case;

(2) The proceedings shall stand remitted to the Deputy Registrar, Co-operative Societies, K-W Ward for passing a fresh order on the application made by the Fourth Respondent for membership of the Co-operative Society under Section 23(1) of the Maharashtra Co-operative Societies Act, 1960;

(3) The Petitioner shall be impleaded as a party to the proceedings before the Deputy Registrar who shall pass final orders on the application of the Fourth Respondent after giving all the concerned parties including the Petitioner an opportunity of being heard.

(4) Parties shall appear before the Deputy Registrar for directions on 25th April 2005. The Deputy Registrar shall decide the matter afresh within a period of three months thereafter.

The Petition is accordingly disposed of.

. . . . .